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E.O. 11652: N/A
TAGS: UN, EGEN, UNCTAD
SUBJECT: CHARTER OF ECONOMIC RIGHTS & DUTIES OF STATES
(CERDS)

1. BELOW IS USUN PREPARED INFORMAL TEXT OF CERDS, AS ADOPTED BY COMITE 2 DEC 6. USDEL HAS INCORPORATED G-77 FORMAL REVISIONS (A/C.2/L.1386/CORR.6) AND MEXICAN ORAL AMENDMENTS INTO ORIGINAL G-77 TEXT (A/C.2/L.1386). OFFICIAL VERSION OF TEXT SHOULD BE ISSUED BY SECRETARIAT LATER THIS WEEK.

2. TEXT FOLS:

THE GENERAL ASSEMBLY,
RECALLING THAT THE UNITED NATIONS CONFERENCE ON TRADE AND DEVELOPMENT, IN ITS RESOLUTION 45 (III) OF 18 MAY 1972, STRESSED THE URGENCY "TO ESTABLISH GENERALLY ACCEPTED NORMS TO GOVERN INTERNATIONAL ECONOMIC RELATIONS SYSTE-MATICALLY" AND RECOGNIZED THAT "IT IS NOT FEASIBLE TO
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ESTABLISH A JUST ORDER AND A STABLE WORLD AS LONG AS THE

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CHARTER TO PROTECT THE RIGHTS OF ALL COUNTRIES, AND IN PARTI-
CULAR THE DEVELOPING STATES, IS NOT FORMULATED",
RECALLING FURTHER THAT IN THE SAME RESOLUTION IT WAS
DECIDED TO ESTABLISH A WORKING GROUP OF GOVERNMENTAL
RESPRESENTATIVES TO DRAW UP A DRAFT CHARTER OF ECONOMIC
RIGHTS AND DUTIES OF STATES, WHICH THE GENERAL ASSEMBLY,
IN ITS RESOLUTION 3037 (XXVII) OF 19 DECEMBER 1972,
DECIDED SHOULD BE COMPOSED OF 40 MEMBER STATES,
NOTING THAT IN ITS RESOLUTION 3082 (XXVIII) OF 6 DECEMBER
1973, IT REAFFIRMED "ITS CONVICTION OF THE URGENT NEED TO
ESTABLISH OR IMPROVE NORMS OF UNIVERSAL APPLICATION FOR
THE DEVELOPMENT OF INTERNATIONAL ECONOMIC RELATIONS ON
A JUST AND EQUITABLE BASIS" AND URGED THE WORKING GROUP ON
THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES "TO
COMPLETE, AS THE FIRST STEP, IN THE CODIFICATION AND DEVELOP-
MENT OF THE MATTER, THE ELABORATION OF A FINAL DRAFT
CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES, TO BE
CONSIDERED AND APPROVED BY THE GENERAL ASSEMBLY, AT ITS TWENTY-
NINTH SESSION",
BEARING IN MIND THE SPIRIT AND TERMS OF ITS RESOLUTION X
3201 (S-VI) AND 3202 (S-VI) ON THE ESTABLISHMENT OF A
NEW INTERNATIONAL ECONOMIC ORDER, WHICH UNDERLINED THE "VITAL
IMPORTANCE" OF THE CHARTER BEING ADOPTED BY THE GENERAL
ASSEMBLY AT ITS TWENTY-NINTH SESSION AND STRESSED THE FACT
THAT THE CHARTER "SHALL CONSTITUTE AN EFFECTIVE INSTRUMENT
TOWARDS THE ESTABLISHMENT OF A NEW SYSTEM OF INTERNATIONAL
ECONOMIC RELATIONS BASED ON EQUITY, SOVEREIGN EQUALITY,
AND INTERDEPENDENCE OF THE INTERESTS OF DEVELOPED AND DEVELOP-
ING COUNTRIES",
HAVING EXAMINED THE REPORT OF THE WORKING GROUP ON THE
CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES ON ITS FOURTH
SESSION (TD/B/AC.12/4), TRANSMITTED TO THE GENERAL ASSEMBLY
BY THE TRADE AND DEVELOPMENT BOARD AT ITS FOURTEENTH SESSION,
EXPRESSING ITS APPRECIATION TO THE WORKING GROUP ON
THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES WHICH,
AS A RESULT OF THE TASK PERFORMED IN ITS FOUR SESSIONS HELD
BETWEEN FEBRUARY 1973 AND JUNE 1974, ASSEMBLED THE ELEMENTS
REQUIRED FOR THE COMPLETION AND ADOPTION OF THE CHARTER
OF ECONOMIC RIGHTS AND DUTIES OF STATES AT THE TWENTY-
NINTH SESSION OF THE GENERAL ASSEMBLY, AS PREVIOUSLY
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RECOMMENDED,
ADOPTS AND SOLEMNLY PROCLAIMS THE FOLLOWING:

CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES

PREAMBLE

REAFFIRMING THE FUNDAMENTAL PURPOSES OF THE UNITED NATIONS,
IN PARTICULAR, THE MAINTENANCE OF INTERNATIONAL PEACE AND
SECURITY, THE DEVELOPMENT OF FRIENDLY RELATIONS AMONG

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NATIONS AND THE ACHIEVEMENT OF INTERNATIONAL CO-OPERATION IN SOLVING INTERNATIONAL PROBLEMS IN THE ECONOMIC AND SOCIAL FIELDS,

AFFIRMING THE NEED FOR STRENGTHENING INTERNATIONAL CO-OPERATION IN THESE FIELDS,

REAFFIRMING FURTHER THE NEED FOR STRENGTHENING INTERNATIONAL CO-OPERATION FOR DEVELOPMENT,

DECLARING THAT IT IS A FUNDAMENTAL PURPOSE OF THIS CHARTER TO PROMOTE THE ESTABLISHMENT OF THE NEW INTERNATIONAL ECONOMIC ORDER, BASED ON EQUITY, SOVEREIGN EQUALITY, INTERDEPENDENCE, COMMON INTEREST AND CO-OPERATION AMONG ALL STATES, IRRESPECTIVE OF THEIR ECONOMIC AND SOCIAL SYSTEMS,

DESIROUS OF CONTRIBUTING TO THE CREATION OF CONDITIONS FOR:

(A) THE ATTAINMENT OF WIDER PROSPERITY AMONG ALL COUNTRIES AND OF HIGHER STANDARDS OF LIVING FOR ALL PEOPLES;

(B) THE PROMOTION BY THE ENTIRE INTERNATIONAL COMMUNITY OF ECONOMIC AND SOCIAL PROGRESS OF ALL COUNTRIES, ESPECIALLY DEVELOPING COUNTRIES;

(C) THE ENCOURAGEMENT OF CO-OPERATION, ON THE BASIS OF MUTUAL ADVANTAGE AND EQUITABLE BENEFITS FOR ALL PEACE-LOVING STATES WHICH ARE WILLING TO CARRY OUT THE PROVISIONS OF THIS CHARTER, IN THE ECONOMIC, TRADE, SCIENTIFIC AND TECHNICAL FIELDS, REGARDLESS OF POLITICAL, ECONOMIC OR SOCIAL SYSTEMS;

(1

) THE OVERCOMING OF MAIN OBSTACLES IN THE WAY OF ECONOMIC DEVELOPMENT OF THE DEVELOPING COUNTRIES;

(E) THE ACCELERATION OF THE ECONOMIC GROWTH OF DEVELOPING COUNTRIES WITH A VIEW TO BRIDGING THE ECONOMIC GAP BETWEEN DEVELOPING AND DEVELOPED COUNTRIES,

(F) THE PROTECTION, PRESERVATION AND ENHANCEMENT OF THE ENVIRONMENT,

MINDFUL OF THE NEED TO ESTABLISH AND MAINTAIN A JUST

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AND EQUITABLE ECONOMIC AND SOCIAL ORDER THROUGH:

(A) THE ACHIEVEMENT OF MORE RATIONAL AND EQUITABLE INTERNATIONAL ECONOMIC RELATIONS AND THE ENCOURAGEMENT OF STRUCTURAL CHANGES IN THE WORLD ECONOMY;

(B) THE CREATION OF CONDITIONS WHICH PERMIT THE FURTHER EXPANSION OF TRADE AND INTENSIFICATION OF ECONOMIC CO-OPERATION AMONG ALL NATIONS;

(C) THE STRENGHTENING OF THE ECONOMIC INDEPENDENCE OF DEVELOPING COUNTRIES;

(D) THE ESTABLISHMENT AND PROMOTION OF INTERNATIONAL ECONOMIC RELATIONS TAKING INTO ACCOUNT THE AGREED DIFFERENCES IN DEVELOPMENT OF THE DEVELOPING COUNTRIES AND THEIR SPECIFIC NEEDS:

DETERMINED TO PROMOTE COLLECTIVE ECONOMIC SECURITY FOR DEVELOPMENT, IN PARTICULAR OF THE DEVELOPING COUNTRIES,

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WITH STRICT RESPECT FOR THE SOVEREIGN EQUALITY OF EACH STATE
AND THROUGH THE CO-OPERATION OF THE ENTIRE INTERNATIONAL
COMMUNITY,
  CONSIDERING THAT GENUINE CO-OPERATION AMONG STATES,
BASED ON JOINT CONSIDERATION OF AND CONCERTED ACTION REGARDING
INTERNATIONAL ECONOMIC PROBLEMS, IS ESSENTIAL FOR FULFILLING
THE INTERNATIONAL COMMUNITY'S COMMON DESIRE TO ACHIEVE
A JUST AND RATIONAL DEVELOPMENT OF ALL PARTS OF THE WORLD,

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  STRESSING THE IMPORTANCE OF ENSURING APPROPRIATE CONDITIONS
FOR THE CONDUCT OF NORMAL ECONOMIC RELATIONS AMONG ALL STATES,
IRRESPECTIVE OF DIFFERENCES IN SOCIAL AND ECONOMIC SYSTEMS,
AND FOR THE FULL RESPECT FOR THE RIGHTS OF ALL PEOPLES,
AS WELL AS THE STRENGTHENING OF INSTRUMENTS OF INTERNATIONAL
ECONOMIC CO-OPERATION AS MEANS FOR THE CONSOLIDATION OF PEACE
FOR THE BENEFIT OF ALL,
  CONVINCED OF THE NEED TO DEVELOP A SYSTEM OF INTERNATIONAL
ECONOMIC RELATIONS ON THE BASIS OF SOVEREIGN EQUALITY,
MUTUAL AND EQUITABLE BENEFIT AND THE CLOSE INTERRELATIONSHIP
OF THE INTERESTS OF ALL STATES,
  REITERATING THAT THE RESPONSIBILITY FOR THE DEVELOPMENT

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OF EVERY COUNTRY RESTS PRIMARILY UPON ITSELF BUT THAT CONCOMITANT
AND EFFECTIVE INTERNATIONAL CO-OPERATION IS AN ESSENTIAL
FACTOR FOR THE FULL ACHIEVEMENT OF ITS OWN DEVELOPMENT GOALS,
FIRMLY CONVINCED OF THE URGENT NEED TO EVOLVE A SUBSTAN-
TIALLY IMPROVED SYSTEM OF INTERNATIONAL ECONOMIC RELATIONS,
THE GENERAL ASSEMBLY SOLEMNLY ADOPTS THE PRESENT
CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES:

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CHAPTER I

FUNDAMENTALS OF INTERNATIONAL ECONOMIC RELATIONS

ECONOMIC AS WELL AS POLITICAL AND OTHER RELATIONS AMONG
STATES SHALL BE GOVERNED INTER ALIA BY THE FOLLOWING PRINCIPLES:
(A) SOVEREIGNTY, TERRITORIAL INTEGRITY AND POLITICAL
INDEPENDENCE OF STATES;
(B) SOVEREIGN EQULITY OF ALL STATES;
(C) NON-AGGRESSION;
(D) NON-INTERVENTION;
(E) MUTUAL AND EQUITABLE BENEFIT;
(F) PEACEFUL COEXISTENCE;
(G) EQUAL RIGHTS AND SELF-DETERMINATION OF PEOPLES;
(H) PEACEFUL SETTLEMENT OF DISPUTES;
(I) REMEDYING OF INJUSTICES WHICH HAVE BEEN BROUGHT ABOUT
BY FORCE AND WHICH DEPRIVE A NATION OF THE NATURAL MEANS
NECESSARY FOR ITS NORMAL DEVELOPMENT;
(J) FULFILMENT IN GOOD FAITH OF INTERNATIONAL OBLIGATIONS;
(K) RESPECT FOR HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS;
(L) NO ATTEMPT TO SEEK HEGEMONY AND SPHERES OF INFLUENCES;
(M) PROMOTION OF INTERNATIONAL SOCIAL JUSTICE;
(N) INTERNATIONAL CO-OPERATION FOR DEVELOPMENT;
(O) FREE ACCESS TO AND FROM THE SEA BY LAND-LOCKED COUNTRIES
WITHIN THE FRAMEWORK OF THE ABOVE PRINCIPLES.

CHAPTER II

ECONOMIC RIGHTS AND DUTIES OF STATES

ARTICLE 1

EVERY STATE HAS THE SOVERIEGN AND INALIENABLE RIGHT TO
CHOOSE ITS ECONOMIC SYSTEM AS WELL AS ITS POLITICAL, SOCIAL
AND CULTURAL SYSTEMS IN ACCORDANCE WITH THE WILL OF ITS
PEOPLE, WITHOUT OUTSIDE INTERFERENCE, COERCION OR THREAT
IN ANY FORM WHATSOEVER.

ARTICLE 2

1. EVERY STATE HAS AND SHALL FREELY EXERCISE FULL
PERMANENT SOVEREIGNTY, INCLUDING POSSESSION, USE AND DISPOSAL,
OVER ALL ITS WEALTH, NATURAL RESOURCES AND ECONOMIC ACTIVITIES.

2. EACH STATE HAS THE RIGHT:
(A) TO REGULATE AND EXERCISE AUTHORITY OVER FOREIGN INVEST-
MENT WITHIN ITS NATIONAL JURISDICATION IN ACCORDANCE
WITH ITS LAWS AND REGULATIONS AND IN CONFORMITY WITH ITS

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NATIONAL OBJECTIVES AND PRIORITIES. NO STATE SHALL BE COM-
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PELLED TO GRANT PREFERENTIAL TREATMENT TO FOREIGN INVEST-
MENT;
(B) TO REGULATE AND SUPERVISE THE ACTIVITIES OF TRANSNA-
TIONAL CORPORATIONS WITHIN ITS NATIONAL JURISDICATION
AND TAKE MEASURES TO ENSURE THAT SUCH ACTIVITIES COMPLY
WITH ITS LAWS, RULES AND REGULATIONS AND CONFORM WITH
ITS ECONOMIC AND SOCIAL POLICIES. TRANSNATIONAL CORPORATIONS
SHALL NOT INTERVENE IN THE INTERNAL AFFAIRS OF A HOST STATE.
EVERY STATE SHOULD, WITH FULL REGARD FOR ITS SOVEREIGN
RIGHTS, CO-OPERATE WITH OTHER STATES IN THE EXERCISE OF
THE RIGHT SET FORTH IN THIS SUBPARAGRAPH;
(C) TO NATIONALIZE, EXPROPRIATE OR TRANSFER OWNERSHIP OF
FOREIGN PROPERTY IN WHICH CASE APPROPRIATE COMPENSATION SHOULD
BE PAID BY THE STATE ADOPTING SUCH MEASURES, TAKING INTO
ACCOUNT ITS RELEVANT LAWS AND REGULATIONS AND ALL CIRCUM-
STANCES THAT THE STATE CONSIDERS PERTINENT. IN ANY CASE WHERE
THE QUESTION OF COMPENSATION GIVES RISE TO A CONTROVERSY,
IT SHALL BE SETTLED UNDER THE DOMESTIC LAW OF THE NATIONALIZ-
ING STATE AND BY ITS TRIBUNALS, UNLESS IT IS FREELY AND
MUTUALLY AGREED BY ALL STATES CONCERNED THAT OTHER PEACEFUL
MEANS BE SOUGHT ON THE BASIS OF THE SOVEREIGN EQUALITY
OF STATES AND IN ACCORDANCE WITH THE PRINCIPLE OF FREE CHOICE
OF MEANS.
ARTICLE 3
IN THE EXPLOITATION OF NATURAL RESOURCES SHARED BY TWO
OR MORE COUNTRIES, EACH STATE MUST CO-OPERATE ON THE BASIS
OF A SYSTEM OF INFORMATION AND PRIOR CONSULTATIONS IN ORDER
TO ACHIEVE OPTIMUM USE OF SUCH RESOURCES WITHOUT CAUSING
DAMAGE TO THE LEGITIMATE INTEREST OF OTHERS.
ARTICLE 4
EVERY STATE HAS THE RIGHT TO ENGAGE IN INTERNATIONAL TRADE
AND OTHER FORMS OF ECONOMIC CO-OPERATION IRRESPECTIVE OF
ANY DIFFERENCE IN POLITICAL, ECONOMIC AND SOCIAL SYSTEMS.
NO STATE SHALL BE SUBJECTED TO DISCRIMINATION OF ANY KIND
BASED SOLELY ON SUCH DIFFERENCES. IN THE PURSUIT OF INTERNA-
TIONAL TRADE AND OTHER FORMS OF ECONOMIC CO-OPERATION, EVERY
STATE IS FREE TO CHOOSE THE FORMS OF ORGANIZATION OF ITS
FOREIGN ECONOMIC RELATIONS AND TO ENTER INTO BILATERAL
AND MULTILATERAL ARRANGEMENTS CONSISTENT WITH ITS INTERNA-
TIONAL OBLIGATIONS AND WITH THE NEEDS OF INTERNATIONAL ECONOMIC
CO-OPERATION.
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ARTICLE 5
ALL STATES HAVE THE RIGHT TO ASSOCIATE IN ORGANIZATIONS
OF PRIMARY COMMODITY PRODUCERS IN ORDER TO DEVELOP THEIR
NATIONAL ECONOMIES TO ACHIEVE STABLE FINANCING FOR THEIR
DEVELOPMENT, AND IN PURSUANCE OF THEIR AIMS ASSISTING
IN THE PROMOTION OF SUSTAINED GROWTH OF THE WORLD ECONOMY,
IN PARTICULAR ACCELERATING THE DEVELOPMENT OF DEVELOPING
COUNTRIES. CORRESPONDINGLY ALL STATES HAVE THE DUTY TO
RESPECT THAT RIGHT BY REFRAINING FROM APPLYING ECONOMIC AND
POLITICAL MEASURES THAT WOULD LIMIT IT.
ARTICLE 6
IT IS THE DUTY OF STATES TO CONTRIBUTE TO THE DEVELOPMENT
OF INTERNATIONAL TRADE OF GOODS PARTICULARLY BY MEANS
OF ARRANGEMENTS AND BY THE CONCLUSION OF LONG-TERM MULTILATERAL
COMMODITY AGREEMENTS, WHERE APPROPRIATE, AND TAKING INTO ACCOUNT
THE INTERESTS OF PRODUCERS AND CONSUMERS. ALL STATES SHARE THE
RESPONSIBILITY TO PROMOTE THE REGULAR FLOW AND ACCESS OF ALL
COMMERCIAL GOODS TRADED AT STABLE, REMUNERATIVE AND EQUITABLE
PRICES, THUS CONTRIBUTING TO THE EQUITABLE DEVELOPMENT OF
THE WORLD ECONOMY, TAKING INTO ACCOUNT, IN PARTICULAR,
THE INTERESTS OF DEVELOPING COUNTRIES.
ARTICLE 7
EVERY STATE HAS THE PRIMARY RESPONSIBILITY TO PROMOTE
THE ECONOMIC, SOCIAL AND CULTURAL DEVELOPMENT OF ITS
PEOPLE. TO THIS END, EACH STATE HAS THE RIGHT AND THE RES-
PONSIBILITY TO CHOOSE ITS MEANS AND GOALS OF DEVELOPMENT,
FULLY TO MOBILIZE AND USE ITS RESOURCES, TO IMPLEMENT
PROGRESSIVE ECONOMIC AND SOCIAL REFORMS AND TO ENSURE THE
FULL PARTICIPATION OF ITS PEOPLE IN THE PROCESS AND BENEFITS
OF DEVELOPMENT. ALL STATES HAVE THE DUTY, INDIVIDUALLY
AND COLLECTIVELY, TO CO-OPERATE IN ORDER TO ELIMINATE
OBSTACLES THAT HINDER SUCH MOBILIZATION
AND USE.

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ARTICLE 8
STATES SHOULD CO-OPERATE IN FACILITATING MORE RATIONAL AND EQUITABLE INTERNATIONAL ECONOMIC RELATIONS AND IN ENCOURAGING STRUCTURAL CHANGES IN THE CONTEXT OF A BALANCED WORLD ECONOMY IN HARMONY WITH THE NEEDS AND INTERESTS OF ALL COUNTRIES, ESPECIALLY DEVELOPING COUNTRIS, AND SHOULD TAKE APPROPRIATE MEASURES TO THIS END.
ARTICLE 9
ALL STATES HAVE THE RESPONSIBILITY TO CO-OPERATE IN THE ECONOMIC, SOCIAL, CULTURAL, SCIENTIFIC AND TECHNOLOGICAL FIELDS FOR THE PROMOTION OF ECONOMIC AND SOCIAL PROGRESS THROUGHOUT THE WORLD, ESPECIALLY THAT OF THE DEVELOPING COUNTRIES.
ARTICLE 10
ALL STATES ARE JURIDICALLY EQUAL AND, AS EQUAL MEMBERS OF THE INTERNATIONAL COMMUNITY, HAVE THE RIGHT TO PARTICIPATE FULLY AND EFFECTIVELY IN THE INTERNATIONAL DECISION-MAKING PROCESS IN THE SOLUTION OF WORLD ECONOMIC, FINANCIAL AND MONETARY PROBLEMS, INTER ALIA, THROUGH THE APPROPRIATE INTERNATIONAL ORGANIZATIONS IN ACCORDANCE WITH THEIR EXISTING
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AND EVOLVING RULES, AND TO SHARE EQUITABLY IN THE BENEFITS RESULTING THEREFROM.
ARTICLE 11
ALL STATES SHOULD CO-OPERATE TO STRENGTHEN AND CONTINUOUSLY IMPROVE THE EFFICIENCY OF INTERNATIONAL ORGANIZATIONS IN IMPLEMENTING MEASURES TO STIMULATE THE GENERAL ECONOMIC PROGRESS OF ALL COUNTRIES, PARTICULARLY OF DEVELOPING COUNTRIES, AND THEREFORE SHOULD CO-OPERATE TO ADAPT THEM, WHEN APPROPRIATE, TO THE CHANGING NEEDS OF INTERNATIONAL ECONOMIC CO-OPERATION.
ARTICLE 12
1. STATES HAVE THE RIGHT, IN AGREEMENT WITH THE PARTIES CONCERNED, TO PARTICIPATE IN SUBREGIONAL, REGIONAL AND INTERREGIONAL CO-OPERATION IN THE PURSUIT OF THEIR ECONOMIC AND SOCIAL DEVELOPMENT. ALL STATES ENGAGED IN SUCH CO-

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OPERATION HAVE THE DUTY TO ENSURE THAT THE POLICIES OF THOSE GROUPINGS TO WHICH THEY BELONG CORRESPOND TO THE PROVISIONS OF THE CHARTER AND ARE OUTWARD-LOOKING, CONSISTENT WITH THEIR INTERNATIONAL OBLIGATIONS AND WITH THE NEEDS OF INTERNATIONAL ECONOMIC CO-OPERATION AND HAVE FULL REGARD FOR THE LEGITIMATE INTERESTS OF THIRD COUNTRIES, ESPECIALLY DEVELOPING COUNTRIES.

2. IN THE CASE OF GROUPINGS TO WHICH THE STATES CONCERNED HAVE TRANSFERRED OR MAY TRANSFER CERTAIN COMPETENCES AS REGARDS MATTERS THAT COME WITHIN THE SCOPE OF THIS CHARTER, ITS PROVISIONS SHALL ALSO APPLY TO THOSE GROUPINGS, IN REGARD TO SUCH MATTERS, CONSISTENT WITH THE RESPONSIBILITIES OF SUCH STATES AS MEMBERS OF SUCH GROUPINGS. THOSE STATES SHALL COOPERATE IN THE OBSERVANCE BY THE GROUPINGS OF THE PROVISIONS OF THIS CHARTER.

ARTICLE 13

1. EVERY STATE HAS THE RIGHT TO BENEFIT FROM THE ADVANCES AND DEVELOPMENTS IN SCIENCE AND TECHNOLOGY FOR THE ACCELERATION OF ITS ECONOMIC AND SOCIAL DEVELOPMENT.

2. ALL STATES SHOULD PROMOTE INTERNATIONAL SCIENTIFIC AND TECHNOLOGICAL CO-OPERATION AND THE TRANSFER OF TECHNOLOGY, WITH PROPER REGARD FOR ALL LEGITIMATE INTERESTS INCLUDING, INTER ALIA, THE RIGHTS AND DUTIES OF HOLDERS, SUPPLIERS AND RECIPIENTS OF TECHNOLOGY. IN PARTICULAR, ALL STATES SHOULD FACILITATE: THE ACCESS OF DEVELOPING COUNTRIES TO THE ACH-IEVEMENTS OF MODERN SCIENCE AND TECHNOLOGY, THE TRANSFER

OF TECHNOLOGY AND THE CREATION OF INDIGENOUS TECHNOLOGY FOR THE BENEFIT OF THE DEVELOPING COUNTRIES IN FORMS AND IN ACCORDANCE WITH PROCEDURES WHICH ARE SUITED TO THEIR ECONOMIES AND THEIR NEEDS.

3. ACCORDINGLY, DEVELOPED COUNTRIES SHOULD CO-OPERATE WITH THE DEVELOPING COUNTRIES IN THE ESTABLSIHMENT, STRENGTHENING AND DEVELOPMENT OF THEIR SCIENTIFIC AND TECHNOLOGICAL INFRASTRUCTURES AND THEIR SCIENTIFIC RESEARCH AND TECH-NOLOGICAL ACTIVITIES SO AS TO HELP TO EXPAND AND TRANSFORM THE ECONOMIES OF DEVELOPING COUNTRIES.

4. ALL STATES SHOULD CO-OPERATE IN EXPLORING WITH A VIEW TO EVOLVING FURTHER INTERNATIONALLY ACCEPTED GUIDELINES OR REGULATIONS FOR THE TRANSFER OF TECHNOLOGY TAKING FULLY INTO ACCOUNT THE INTERESTS OF DEVELOPING COUNTRIES.

ARTICLE 14

EVERY STATE HAS THE DUTY TO CO-OPERATE IN PROMOTING A STEADY AND INCREASING EXPANSION AND LIBERALIZATION OF WORLD TRADE AND AN IMPROVEMENT IN THE WELFARE AND LIVING STANDARDS OF ALL PEOPLES, IN PARTICULAR THOSE OF DEVELOPING COUNTRIES. ACCORDINGLY, ALL STATES SHOULD CO-OPERATE, INTER ALIA, TOWARDS THE PROGRESSIVE DISMANTLING OF OBSTACLES TO TRADE AND THE IMPROVEMENT OF THE INTERNATIONAL FRAMEWORK FOR THE

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CONDUCT OF WORLD TRADE AND, TO THESE ENDS, CO-
ORDINATED EFFORTS SHALL BE MADE TO SOLVE IN AN EQUITABLE WAY
THE TRADE PROBLEMS OF ALL COUNTRIES TAKING INTO ACCOUNT
THE SPECIFIC TRADE PROBLEMS OF THE DEVELOPING COUNTRIES.
IN THIS CONNEXION, STATES SHALL TAKE MEASURES AIMED AT SECURING
ADDITIONAL BENEFITS FOR THE INTERNATIONAL TRADE OF DEVELOPING
COUNTRIES SO AS TO ACHIEVE A SUBSTANTIAL INCREASE IN THEIR
FOREIGN EXCHANGE EARNINGS, THE DIVERSIFICATION OF THEIR
EXPORTS, THE ACCELERATION OF THE RATE OF GROWTH OF THEIR
TRADE, TAKING INTO ACCOUNT THEIR DEVELOPMENT NEEDS, AN
IMPROVEMENT IN THE POSSIBILITIES FOR THESE COUNTRIES TO
PARTICIPATE IN THE EXPANSION OF WORLD TRADE AND A BALANCE
MORE FAVOURABLE TO DEVELOPING COUNTRIES IN THE SHARING
OF THE ADVANTAGES RESULTING FROM THIS EXPANSION, THROUGH,
IN THE LARGEST POSSIBLE MEASURE, A SUBSTANTIAL IMPROVEMENT
IN THE CONDITIONS OF ACCESS FOR THE PRODUCTS OF INTEREST
TO THE DEVELOPING COUNTRIES AND, WHEREVER APPROPRIATE,
MEASURES DESIGNED TO ATTAIN STABLE, EQUITABLE AND REMUNERATIVE
PRICES FOR PRIMARY PRODUCTS.
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ARTICLE 15
ALL STATES HAVE THE DUTY TO PROMOTE THE ACHIEVEMENT
OF GENERAL AND COMPLETE DISARMAMENT UNDER EFFECTIVE INTERNATIONAL
CONTROL AND TO UTILIZE THE RESOURCES FREED BY EFFECTIVE
DISARMAMENT MEASURES FOR THE ECONOMIC AND SOCIAL DEVELOPMENT
OF COUNTRIES, ALLOCATING A SUBSTANTIAL PORTION OF SUCH RESOURCES
AS ADDITIONAL MEANS FOR THE DEVELOPMENT NEEDS OF DEVELOPING
COUNTRIES.
ARTICLE 16
1. IT IS THE RIGHT AND DUTY OF ALL STATES, INDIVIDUALLY
AND COLLECTIVELY, TO ELIMINATE COLONIALISM, APARTHEID,
RACIAL DISCRIMINATION, NEO-COLONIALISM AND ALL FORMS OF
FOREIGN AGGRESSION, OCCUPATION AND DOMONATION, AND THE
ECONOMIC AND SOCIAL CONSEQUENCES THEREOF, AS A PREREQUISITE
FOR DEVELOPMENT. STATES WHICH PRACTICE SUCH COERCIVE
POLICIES ARE ECONOMICALLY RESPONSIBLE TO THE COUNTRIES,
TERRITORIES AND PEOPLES AFFECTED FOR THE RESTITUTION AND
FULL COMPENSATION FOR THE EXPLOITATION AND DEPLETION OF,
AND DAMAGES TO, THE NATURAL AND ALL OTHER RESOURCES OF
THOSE COUNTRIES, TERRITORIES AND PEOPLES. IT IS THE DUTY
OF ALL STATES TO EXTEND ASSISTANCE TO THEM.
2. NO STATE HAS THE RIGHT TO PROMOTE OR ENCOURAGE
INVESTMENTS THAT MAY CONSTITUTE AN OBSTACLE TO THE LIBERATION
OF A TERRITORY OCCUPIED BY FORCE.

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INFO OCT-01 ARA-10 EUR-12 ISO-00 L-02 FRB-01 OMB-01 TAR-01

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INR-07 LAB-04 NSAE-00 OIC-02 RSC-01 SIL-01 STR-04

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TO SECSTATE WASHDC 8344
INFO AMEMBASSY MEXICO CITY
USMISSION GENEVA
USMISSION OECD PARIS
USMISSION EC BRUSSELS

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ARTICLE 17
INTERNATIONAL CO-OPERATION FOR DEVELOPMENT IS THE SHARED GOAL AND COMMON DUTY OF ALL STATES. EVERY STATE SHOULD CO-OPERATE WITH THE EFFORTS OF DEVELOPING COUNTRIES TO ACCELERATE THEIR ECONOMIC AND SOCIAL DEVELOPMENT BY PROVIDING FAVOURABLE EXTERNAL CONDITIONS AND BY EXTENDING ACTIVE ASSISTANCE TO THEM, CONSISTENT WITH THEIR DEVELOPMENT NEEDS AND OBJECTIVES, WITH STRICT RESPECT FOR THE SOVEREIGN EQUALITY OF STATES AND FREE OF ANY CONDITIONS DEROGATING FROM THEIR SOVEREIGNTY.
ARTICLE 18
DEVELOPED COUNTRIES SHOULD EXTEND, IMPROVE AND ENLARGE THE SYSTEM OF GENERALIZED NON-RECIPROCAL AND NON-DIS-CRIMINATORY TARIFF PREFERENCES TO THE DEVELOPING COUNTRIES CONSISTENT WITH THE RELEVANT AGREED CONCLUSIONS AND RELEVANT DECISIONS AS ADOPTED ON THIS SUBJECT, IN THE FRAMEWORK OF THE COMPETENT INTERNATIONAL ORGANIZATIONS. DEVELOPED COUNTRIES SHOULD ALSO GIVE SERIOUS CONSIDERATION TO THE ADOPTION OF OTHER DIFFERENTIAL MEASURES, IN AREAS WHERE THIS IS FEASIBLE AND APPROPRIATE AND IN WAYS WHICH WILL PROVIDE SPECIAL AND MORE FAVOURABLE TREATMENT, IN ORDER TO MEET
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TRADE AND DEVELOPMENT NEEDS OF THE DEVELOPING COUNTRIES.
IN THE CONDUCT OF INTERNATIONAL ECONOMIC RELATIONS THE
DEVELOPED COUNTRIES SHOULD ENDEAVOUR TO AVOID MEASURES
HAVING A NEGATIVE EFFECT ON THE DEVELOPMENT OF THE NATIONAL
ECONOMIES OF THE DEVELOPING COUNTRIES, AS PROMOTED BY
GENERALIZED TARIFF PREFERENCES AND OTHER GENERALLY
AGREED DIFFERENTIAL MEASURES IN THEIR FAVOUR.
ARTICLE 19
WITH A VIEW TO ACCELERATING THE ECONOMIC GROWTH OF
DEVELOPING COUNTRIES AND BRIDGING THE ECONOMIC GAP BETWEEN
DEVELOPED AND DEVELOPING COUNTRIES, DEVELOPED COUNTRIES
SHOULD GRANT GENERALIZED PREFERENTIAL, NON-RECIPROCAL AND
NON-DISCRIMINATORY TREATMENT TO DEVELOPING COUNTRIES IN
THOSE FIELDS OF INTERNATIONAL ECONOMIC CO-OPERATION WHERE
IT MAY BE FEASIBLE.
ARTICLE 20
DEVELOPING COUNTRIES SHOULD, IN THEIR EFFORTS TO INCREASE
THEIR OVER-ALL TRADE, GIVE DUE ATTENTION TO THE POSSIBILITY
OF EXPANDING THEIR TRADE WITH SOCIALIST COUNTRIES,
BY GRANTING TO THESE COUNTRIES CONDITIONS FOR TRADE NOT
INFERIOR TO THOSE GRANTED NORMALLY TO THE DEVELOPED MARKET
ECONOMY COUNTRIES.
ARTICLE 21
DEVELOPING COUNTRIES SHOULD ENDEAVOUR TO PROMOTE THE
EXPANSION OF THEIR MUTUAL TRADE AND TO THIS END, MAY, IN
ACCORDANCE WITH THE EXISTING AND EVOLVING PROVISIONS AND PRO-
CEDURES OF INTERNATIONAL AGREEMENTS WHERE APPLICABLE,
GRANT TRADE PREFERENCES TO OTHER DEVELOPING COUNTRIES WITHOUT
BEING OBLIGED TO EXTEND SUCH PREFERENCES TO DEVELOPED COUNTRIES,
PROVIDED THESE ARRANGEMENTS DO NOT CONSTITUTE AN IMPEDIMENT
TO GENERAL TRADE LIBERALIZATION AND EXPANSION.
ARTICLE 22
1. ALL STATES SHOULD RESPOND TO THE GENERALLY RECOGNIZED
OR MUTUALLY AGREED DEVELOPMENT NEEDS AND OBJECTIVES OF DEVELOP-
ING COUNTRIES BY PROMOTING INCREASED NET FLOWS OF REAL
RESOURCES TO THE DEVELOPING COUNTRIES FROM ALL SOURCES,
TAKING INTO ACCOUNT ANY OBLIGATIONS AND COMMITMENTS UNDER-
TAKEN BY THE STATES CONCERNED, IN ORDER TO REINFORCE
THE EFFORTS OF DEVELOPING COUNTRIES TO ACCELERATE THEIR
ECONOMIC AND SOCIAL DEVELOPMENT.
2. IN THIS CONTEXT, CONSISTENT WITH THE AIMS AND OBJECTIVES
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MENTIONED ABOVE AND TAKING INTO ACCOUNT ANY OBLIGATIONS AND
COMMITMENTS UNDERTAKEN IN THIS REGARD, IT SHOULD BE THEIR
ENDEAVOUR TO INCREASE THE NET AMOUNT OF FINANCIAL FLOWS
FROM OFFICIAL SOURCES TO DEVELOPING COUNTRIES AND TO IMPROVE
THE TERMS AND CONDITIONS.
3. THE FLOW OF DEVELOPMENT ASSISTANCE RESOURCES SHOULD

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INCLUDE ECONOMIC AND TECHNICAL ASSISTANCE.
ARTICLE 23
TO ENHANCE THE EFFECTIVE MOBILIZATION OF THEIR OWN RESOURCES, THE DEVELOPING COUNTRIES SHOULD STRENGTHEN THEIR ECONOMIC CO-OPERATION AND EXPAND THEIR MUTUAL TRADE SO AS TO ACCELERATE THEIR ECONOMIC AND SOCIAL DEVELOPMENT. ALL COUNTRIES, ESPECIALLY DEVELOPED COUNTRIES, INDIVIDUALLY AS WELL AS THROUGH THE COMPETENT INTERNATIONAL ORGANIZATIONS OF WHICH THEY ARE MEMBERS, SHOULD PROVIDE APPROPRIATE AND EFFECTIVE SUPPORT AND CO-OPERATION.
ARTICLE 24
ALL STATES HAVE THE DUTY TO CONDUCT THEIR MUTUAL ECONOMIC RELATIONS IN A MANNER WHICH TAKES INTO ACCOUNT THE INTERESTS OF OTHER COUNTRIES. IN PARTICULAR, ALL STATES SHOULD AVOID PREJUDICING THE INTERESTS OF DEVELOPING COUNTRIES.
ARTICLE 25
IN FURTHERANCE OF WORLD ECONOMIC DEVELOPMENT, THE INTERNATIONAL COMMUNITY, ESPECIALLY ITS DEVELOPED MEMBERS, SHALL PAY SPECIAL ATTENTION TO THE PARTICULAR NEEDS AND PROBLEMS OF THE LEAST DEVELOPED AMONG THE DEVELOPING COUNTRIES, OF LAND-LOCKED DEVELOPING COUNTRIES AND ALSO ISLAND DEVELOPING COUNTRIES, WITH A VIEW TO HELPING THEM TO OVERCOME THEIR PARTICULAR DIFFICULTIES AND THUS CONTRIBUTE TO THEIR ECONOMIC AND SOCIAL DEVELOPMENT.
ARTICLE 26
ALL STATES HAVE THE DUTY TO COEXIST IN TOLERANCE AND LIVE TOGETHER IN PEACE, IRRESPECTIVE OF DIFFERENCES IN POLITICAL, ECONOMIC, SOCIAL AND CULTURAL SYSTEMS, AND TO FACILITATE TRADE BETWEEN STATES HAVING DIFFERENT ECONOMIC AND SOCIAL SYSTEMS. INTERNATIONAL TRADE SHOULD BE CONDUCTED WITHOUT PREJUDICE TO GENERALIZED NON-DISCRIMINATORY AND NON-RECIPROCAL PREFERENCES IN FAVOUR OF DEVELOPING COUNTRIES, ON THE BASIS OF MUTUAL ADVANTAGE, EQUITABLE BENEFITS AND THE EXCHANGE OF MOST-FAVOURED-NATION TREATMENT.
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ARTILE 27
1. EVERY STATE HAS THE RIGHT TO FULLY ENJOY THE BENEFITS OF WORLD INVISIBLE TRADE AND TO ENGAGE IN THE EXPANSION OF SUCH TRADE.
2. WORLD INVISIBLE TRADE, BASED ON EFFICIENCY AND MUTUAL AND EQUITABLE BENEFIT, FURTHERING THE EXPANSION OF THE WORLD ECONOMY, IS THE COMMON GOAL OF ALL STATES. THE ROLE OF DEVELOPING COUNTRIES IN WORLD INVISIBLE TRADE SHOULD BE ENHANCED AND STRENGTHENED CONSISTENT WITH THE ABOVE OBJECTIVES, PARTICULAR ATTENTION BEING PAID TO THE SPECIAL NEEDS OF DEVELOPING COUNTRIES.
3. ALL STATES SHOULD CO-OPERATE WITH DEVELOPING COUNTRIES IN THEIR ENDEAVOURS TO INCREASE THEIR CAPACITY TO EARN

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FOREIGN EXCHANGE FROM INVISIBLE TRANSACTIONS, IN ACCORDANCE
WITH THE POTENTIAL AND NEEDS OF EACH DEVELOPING COUNTRY,
AND CONSISTENT WITH THE OBJECTIVES MENTIONED ABOVE.
ARTICLE 28
  ALL STATES HAVE THE DUTY TO CO-OPERATE IN ACHIEVING
ADJUSTMENTS IN THE PRICES OF EXPORTS OF DEVELOPING COUNTRIES
IN RELATION TO PRICES OF THEIR IMPORTS SO AS TO PROMOTE
JUST AND EQUITABLE TERMS OF TRADE FOR THEM, IN A MANNER WHICH
IS REMUNERATIVE FOR PRODUCERS AND EQUITABLE FOR PRODUCERS
AND CONSUMERS.

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TO SECSTATE WASHDC 8345
INFO AMEMBASSY MEXICO
USMISSION GENEVA
USMISSION OECD PARIS
USMISSION EC BRUSSELS

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COMMON RESPONSIBILITIES TOWARDS THE INTERNATIONAL COMMUNITY

ARTICLE 29

THE SEA-BED AND OCEAN FLOOR AND THE SUBSOIL THEREOF, BEYOND
THE LIMITS OF NATIONAL JURISDICTION, AS WELL AS THE RESOURCES
OF THE AREA, ARE THE COMMON HERITAGE OF MANKIND. ON THE BASIS
OF THE PRINCIPLES ADOPTED BY THE GENERAL ASSEMBLY RESOLUTION
2749(XXV) OF 17 DECEMBER 1970, ALL STATES SHALL ENSURE THAT
THE EXPLORATION OF THE AREA AND EXPLOITATION OF ITS RESOURCES

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ARE CARRIED OUT EXCLUSIVELY FOR PEACEFUL PURPOSES AND THAT
THE BENEFITS DERIVED THEREFROM ARE SHARED EQUITABLY BY ALL
STATES, TAKING INTO ACCOUNT THE PARTICULAR INTERESTS AND
NEEDS OF DEVELOPING COUNTRIES; AN INTERNATIONAL REGIME
APPLYING TO THE AREA AND ITS RESOURCES AND INCLUDING
APPROPRIATE INTERNATIONAL MACHINERY TO GIVE EFFECT TO ITS
PROVISIONS SHALL BE ESTABLISHED BY AN INTERNATIONAL TREATY
OF A UNIVERSAL CHARACTER, GENERALLY AGREED UPON.

ARTICLE 30
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THE PROTECTION, PRESERVATION AND TH ENHANCEMENT OF THE
ENVIRONMENT FOR THE PRESENT AND FUTURE GENERATIONS IS THE
RESPONSIBILITY OF ALL STATES. ALL STATES SHALL ENDEAVOUR
TO ESTABLISH THEIR OWN ENVIRONMENTAL AND DEVELOPMENTAL
POLICIES IN CONFORMITY WITH SUCH RESPONSIBILITY. THE
ENVIRONMENTAL POLICIES OF ALL STATES SHOULD ENHANCE AND NOT
ADVERSELY AFFECT THE PRESENT AND FUTURE DEVELOPMENT POTENTIAL
OF DEVELOPING COUNTRIES. ALL STATES HAVE THE RESPONSIBILITY
TO ENSURE THAT ACTIVITIES WITHIN THEIR JURISDICTION OR CONTROL
DO NOT CAUSE DAMAGE TO THE ENVIRONMENT OF OTHER STATES OR OF
AREAS BEYOND THE LIMITS OF NATIONAL JURISDICTION. ALL
STATES SHOULD CO-OPERATE IN EVOLVING INTERNATIONAL NORMS
AND REGULATIONS IN THE FIELDS OF THE ENVIRONEMTNT.

CHAPTER IV

FINAL PROVISIONS

ARTICLE 31

ALL STATES HAVE THE DUTY TO CONTRIBUTE TO THE BALANCED
EXPANSION OF THE WORLD ECONOMY, TAKING DULY INTO ACCOUNT THE
CLOSE INTERRELATIONSHIP BETWEEN THE WELL-BEING OF THE DEVELOPED
COUNTRIES AND THE GROWTH AND DEVELOPMENT OF THE DEVELOPING
COUNTRIES AND THAT THE PROSPERITY OF THHE INTERNATIONAL
COMMUNITY AS A WHOLE DEPENDS UPON THE PROSPERITY OF ITS
CONSTITUENT PARTS.

ARTICLE 32

NOT STATE MAY USE OR ENCOURAGE THE USE OF ECONOMIC, POLITICAL
OR ANY OTHER TYPE OF MEASURES TO COERCE ANOTHER STATE IN
ORDER TO OBTAIN FROM IT THE SUBORDINATION OF THE EXERCISE
OF ITS SOVEREIGN RIGHTS.

ARTICLE 33

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1. NOTHING IN THE PRESENT CHARTER SHALL BE CONSTRUED AS IMPARING OR DEROGATING FRO THE PROVISIONS OF THE CHARTER OF THE UNITED NATIONS OR ACTION TAKEN IN PRUSUANCE THEREOF.
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2. IN THEIR INTERPRETATION AND APPLICATION, THE PROVISIONS OF THE PRESENT CHARTER ARE INTERRELEATED AND EACH PROVISION SHOULD BE CONSTRUED IN THE CONTEXT OF THE OTHER PROVISIONS.

ARTICLE 34

AN ITEM ON THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES SHALL BE INSCRIBED ON THE AGENDA OF THE GENERAL ASSEMBLY AT ITS THIRTIETH SESSION, AND THEREAFTER ON THE AGENDA OF EVERY FIFTH SESSION. IN THIS WAY A SYSTEMATIC AND COMPREHENSIVE CONSIDERATION OF THE IMPLEMENTATION OF THE CHARTER, COVERING BOTH PROGRESS ACHIEVED AND ANY IMPROVEMENTS AND ADDITIONS WHICH MIGHT BECOME NECESSARY, WOULD BE CARRIED OUT AND APPROPRIATE MEASURES RECOMMENDED. SUCH CONSIDERATION SHOULD TAKE INTO ACCOUNT THE EVOLUTION OF ALL THE ECONOMIC, SOCIAL, LEGAL AND OTHER FACTORS RELATED TO THE PRINCIPLES UPON WHICH THE PRESENT CHARTER IS BASED AND ON ITS PURPOSE. UNQTE SCALI

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Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, CERDS, UNGA RESOLUTIONS
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Copy: SINGLE
Draft Date: 10 DEC 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
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Executive Order: N/A
Errors: N/A
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Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
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TAGS: EGEN, PORG, UN, UNCTAD
To: STATE
Type: TE
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